

HOUSE BILL No. 1085

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-8-19-6.4.

Synopsis: Fire protection territories. Provides that the board of a fire protection territory that includes at least: (1) one township containing unincorporated territory; and (2) one municipality serving as the provider unit; must have two board members appointed from each township containing unincorporated territory who reside in the unincorporated territory of the township.

Effective: July 1, 2015.

Bacon

January 6, 2015, read first time and referred to Committee on Government and Regulatory Reform.



First Regular Session of the 119th General Assembly (2015)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

HOUSE BILL No. 1085

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 36-8-19-6.4 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2015]: **Sec. 6.4. (a) This section applies only to a fire protection**
4 **territory that includes at least:**
5 **(1) one (1) township containing unincorporated territory; and**
6 **(2) one (1) municipality that serves as the provider unit.**
7 **(b) As used in this section, "board" means a board or committee**
8 **established by the participating units in a fire protection territory**
9 **for purposes of:**
10 **(1) governing the fire protection territory;**
11 **(2) recommending a budget for the fire protection territory;**
12 **or**
13 **(3) otherwise overseeing the fire protection territory;**
14 **regardless of whether the board is initially established before July**
15 **1, 2015, or after June 30, 2015.**



(c) Two (2) members of the board must:

(1) be appointed from each township containing unincorporated territory that is a participating unit in the fire protection territory;

(2) be appointed by each of the township legislative bodies described in subdivision (1); and

(3) reside in the unincorporated territory of the townships described in subdivision (1).

(d) The two (2) members appointed from each township under subsection (c) may not be from the same political party.

(e) The following apply to members appointed under this section:

(1) The members must have the same voting rights as other members of the board.

(2) The members may not be:

(A) employees of a participating unit in the fire protection territory;

(B) employees of an entity that is providing services under a contract with a participating unit in the fire protection territory; or

(C) an independent contractor that is providing services under a contract with a participating unit in the fire protection territory.

SECTION 2. [EFFECTIVE JULY 1, 2015] (a) In the case of a board or committee established before July 1, 2015, by the participating units in a fire protection territory for purposes of governing the fire protection territory, recommending a budget for the fire protection territory, or otherwise overseeing the fire protection territory, any additional appointments of members of the board or committee that are required to comply with IC 36-8-19-6.4, as added by this act, must be made before September 1, 2015.

(b) This SECTION expires July 1, 2016.

